

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  
Francis C. Carroll

Serial No. 09/027,867

Filed: February 23, 1998

For: SPORTS SHOE CLEATS

0300

Group Art Unit 3728



**RESPONSE TO:  
NOTICE TO FILE MISSING PARTS OF APPLICATION**

**BOX MISSING PARTS**

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

In response to the "Notice to File Missing Parts of Application" mailed May 6, 1998, please find attached hereto the executed DECLARATION FOR PATENT APPLICATION and a VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS.

A check in the amount of \$120.00 covering the surcharge fee of \$65.00 and a one-month extension fee of \$55.00 is attached hereto.

If no check is enclosed and a fee is due in connection with this communication or if the check enclosed is insufficient, the Commissioner is authorized to charge any fee or additional fee due in connection with this communication to Deposit Account No. 26-0090.

Respectfully submitted,

*Jim Zegar*  
Jim Zegar, Reg. No. 18,957  
Attorney for Applicants

07/14/1998 STORRTO 00000015 09027867

02 FC:215

55.00 OP

Attachment: Copy of Form PTO-1533  
Check - \$120.00  
DECLARATION FOR PATENT APPLICATION  
VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS

Suite 108  
801 North Pitt Street  
Alexandria, VA 22314  
Telephone: 703-684-8333

Date: July 7, 1998

In the event this paper is deemed not timely filed, the applicant hereby petitions for an appropriate extension of time. The fee for this extension may be charged to Deposit Account No. 26-0090 along with any other additional fees which may be required with respect to this paper.



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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1097087-867

02/28/90

CARROLL

F 2734-CIR-2

JIM ZEINER  
SUITE 300  
1001 NORTH PITT STREET  
ALEXANDRIA VA 22314



NOT ASSIGNED

3728

DATE MAILED:

05/06/98

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
*Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of  \$65.00 for a small entity in compliance with 37 CFR 1.27, or  \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a  
 small entity (statement filed)  non-small entity is \$ 65.00.

1. The statutory basic filing fee is:

missing.  
 insufficient.

Applicant must submit \$ \_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.

\$ \_\_\_\_\_ for independent claims over 3.  
07/14/1998 ST. THORNTON 00000015 09027867 \$ \_\_\_\_\_ for dependent claims over 20.

01.FC:205 \$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

is missing or unexecuted.  
 does not cover the newly submitted items.  
 does not identify the application to which it applies.  
 does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

9. OTHER: \_\_\_\_\_

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

*A copy of this notice MUST be returned with the reply.*

*✓ Ond NAI*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE